

United States District Court, Northern District of Illinois

Name of Assigned Judge or Magistrate Judge	Suzanne B. Conlon	Sitting Judge if Other than Assigned Judge	Martin C. Ashman
CASE NUMBER	01 C 1576	DATE	1/9/2002
CASE TITLE	Mold-Masters Limited vs. Husky Injection Molding Systems, Lt		

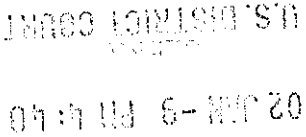
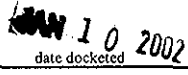
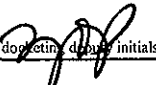
[In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3rd party plaintiff, and (b) state briefly the nature of the motion being presented.]

MOTION:

DOCKET ENTRY:

- (1) ☐ Filed motion of [use listing in "Motion" box above.]
- (2) ☐ Brief in support of motion due ____.
- (3) ☐ Answer brief to motion due _____. Reply to answer brief due _____.
- (4) ☐ Ruling/Hearing on _____ set for _____ at _____.
- (5) ☐ Status hearing[held/continued to] [set for/re-set for] on _____ set for _____ at _____.
- (6) ☐ Pretrial conference[held/continued to] [set for/re-set for] on _____ set for _____ at _____.
- (7) ☐ Trial[set for/re-set for] on _____ at _____.
- (8) ☐ [Bench/Jury trial] [Hearing] held/continued to _____ at _____.
- (9) ☐ This case is dismissed [with/without] prejudice and without costs[by/agreement/pursuant to]
☐ FRCP4(m) ☐ General Rule 21 ☐ FRCP41(a)(1) ☐ FRCP41(a)(2).
- (10) ☒ [Other docket entry] Enter memorandum opinion and order regarding in camera review of ten documents.

- (11) ☒ [For further detail see order attached to the original minute order.]

<input type="checkbox"/>	No notices required, advised in open court.		4	Document Number <div style="font-size: 2em; font-family: cursive;">1579</div>
<input type="checkbox"/>	No notices required.		number of notices	
<input checked="" type="checkbox"/>	Notices mailed by judge's staff.		 date docketed 1/10/2002	
<input type="checkbox"/>	Notified counsel by telephone.		 docketing deputy's initials	
<input type="checkbox"/>	Docketing to mail notices.		1/9/2002	
<input type="checkbox"/>	Mail AO 450 form.		date mailed notice	IS
<input checked="" type="checkbox"/>	Copy to judge/magistrate judge.	mailing deputy initials		
IS		courtroom deputy's initials		

P118

Husky described document P118 as a letter with attachment dated April 18, 1997, authored by Robert Bachman, Husky's lawyer, and sent to George Olaru, a Husky employee. The content of the letter reveals communications that were made for the purpose of obtaining legal advice. Therefore, the letter need not be disclosed. The attached figures must be disclosed because Husky failed to provide any information about the figures on its privilege log.

P123

Husky described document P123 as undated drawings with handwritten notes authored by Rajan Puri, a Husky employee, and sent to Olaru. This Court cannot tell from the drawings and notes or from Husky's description of the drawings and notes whether the drawings and notes contain information protected under the attorney-client privilege or work-product doctrine. Therefore, document P123 must be disclosed.

P124

Husky described document P124 as a letter dated February 19, 1999, authored by Olaru and sent to Barry Kelmachter, Husky's lawyer. The letter is actually dated February 19, 1997. Attached to the letter are five documents that are not described at all on Husky's privilege log. For that reason, the attached documents must be disclosed. The letter itself contains confidential communications that were made for the purpose of obtaining legal advice. Therefore, the letter need not be disclosed.

P126

Husky described document P126 as a letter dated June 30, 1995, authored by Bachman and sent to Olaru, J. Dalglish, and Ed Jenko, all Husky employees. The content of the letter reveals communications that were made for the purpose of obtaining legal advice. Therefore, the letter need not be disclosed.

P128

Husky described document P128 as a letter with attachment dated April 18, 1997, authored by Kelmachter and sent to Olaru. The content of the letter reveals communications that were made for the purpose of obtaining legal advice. Therefore, the letter need not be disclosed. The attached figure must be disclosed because Husky failed to provide any information about the figure on its privilege log.

P153

Husky described document P153 as a letter dated June 30, 1995, authored by Bachman and sent to Jenko. Attached to the letter is a figure that is not described at all on Husky's privilege log. For that reason, the attached figure must be disclosed. The content of the letter itself reveals communications that were made for the purpose of obtaining legal advice. Therefore, the letter need not be disclosed.

P165

Husky described document P165 as a letter dated June 30, 1998, authored by Bachman and sent to Jenko. The letter is actually dated June 30, 1995. The content of the letter reveals communications that were made for the purpose of obtaining legal advice. Therefore, the letter need not be disclosed.

P166

Husky described document P166 as a letter dated February 19, 1997, authored by Olaru and sent to Kelmachter. Attached to the letter are three documents that are not described at all on Husky's privilege log. For that reason, the attached documents must be disclosed. The letter itself contains confidential communications that were made for the purpose of obtaining legal advice. Therefore, the letter need not be disclosed.

P167

Husky described document P167 as a letter dated February 20, 1997, authored by Kelmachter and sent to Olaru. Attached to the letter are two documents that are not described at all on Husky's privilege log. For that reason, the attached documents must be disclosed. The letter itself contains confidential communications that were made for the purpose of obtaining legal advice. Therefore, the letter need not be disclosed.

P169

Husky described document P169 as a letter dated April 18, 1997, authored by Kelmachter and sent to Olaru. Attached to the letter are three figures and a facsimile dated May 14, 1997, that are not described at all on Husky's privilege log. For that reason, the attached documents must be disclosed. The letter itself contains confidential communications that were made for the purpose of obtaining legal advice. Therefore, the letter need not be disclosed.

* * *

To conclude, this Court orders Husky to produce documents to Mold-Masters as stated above.

ENTER ORDER:

A handwritten signature in black ink, appearing to read "Martin C. Ashman", is written over a horizontal line.

MARTIN C. ASHMAN
United States Magistrate Judge

Dated: January 9, 2002.

Copies have been mailed to:

DANIEL A. BOEHNEN, Esq.
CHRISTOPHER M. CAVAN, Esq.
JOSHUA R. RICH, Esq.
PAUL S. TULLY, Esq.
McDonnell Boehnen Hulbert & Berghoff
300 South Wacker Drive
Suite 3200
Chicago, IL 60606

Attorneys for Plaintiff

CONSTANTINE L. TRELA, JR., Esq.
LISA A. SCHNEIDER, Esq.
Sidley Austin Brown & Wood
10 South Dearborn Street
Chicago, IL 60603

BRUCE C. HAAS, Esq.
MARC J. PENSABENE, Esq.
Fitzpatrick Cella Harper & Scinto
30 Rockefeller Plaza
New York, NY 10112-3801

Attorneys for Defendant